

## **AUTHORIZED REPRESENTATIVE DESIGNATION FORM REPLACEMENT**

In the past the Cleanup Fund allowed claimants to designate a representative to sign certain Fund documents. However, there is a concern that this procedure is not consistent with section 25299.55 of the Health and Safety Code, which requires a Fund claimant to make a sworn verification of the claim and certification of costs. Therefore, the "Authorized Representative Designation Form" is no longer being used by the Fund and we will not accept any future documents signed by the representative that was designated by such form.

We encourage claimants to sign all Fund documents personally. However, there may be circumstances where a claimant wants a representative to be able to sign Fund documents on the claimant's behalf. In this situation, the claimant must submit a notarized Power of Attorney form designating a specific representative to sign and submit documents to the Fund on the claimant's behalf. The designated representative should not be a consultant or contractor performing work on the project site because it would create a conflict of interest.

Claimants should be aware that they will be personally responsible and bound by any assertions made to the Fund pursuant to a Power of Attorney. (An appropriate Power of Attorney form is available on our web site at [www.swrcb.ca.gov/cwphome/ustcf](http://www.swrcb.ca.gov/cwphome/ustcf) or by request, however other forms may also be acceptable.)